

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
EASTERN DIVISION**

DAVID MIMS and DONNA MIMS,)
)
)
 Plaintiffs,)
) **Case No.: 1:12-CV-244-VEH**
 v.)
)
 WAL-MART STORES, INC.; et al.,)
)
 Defendants.)

ORDER

The court has dismissed Defendant Kinderhook Capital Fund II, L.P. and Defendant Kinderhook Industries, LLC from this action without prejudice. (See Doc. 57.) Therefore, the clerk is **DIRECTED** to **TERM** Doc. 38.

DONE and **ORDERED** this the 14th day of February, 2013.



VIRGINIA EMERSON HOPKINS
United States District Judge